



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2005 Wisconsin Act 112
[2005 Senate Bill 253]

**Restoration of Nonconforming
Structures**

Current law prohibits county zoning ordinances relating to shorelands and navigable waters from preventing the restoration of a nonconforming structure that has been destroyed by violent wind, vandalism, fire, or flood. Restoration is subject to a number of specified statutory restrictions including that the structure must generally be restored to the same size location and use as it was prior to the damage or destruction.

2005 Wisconsin Act 112 applies the same prohibitions on preventing restoration to general city, village, town, and county zoning ordinances and city and village wetland and shoreland zoning ordinances. The Act also adds “ice, snow, mold or infestation” to the list of factors that may cause restorable damage.

Effective Date: This Act takes effect on March 2, 2006.

Prepared by: Dan Schmidt, Senior Analyst

March 14, 2006

DWS:jal

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.state.wi.us/>.